



XM - 0025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
S. Patsiokas : Group Art Unit 2685
Serial No. 09/461,699 : Examiner: Marceau Milord
Filed: 12/14/1999 : Date: October 15, 2002
For: System And Method For Distributing :
Music and Data :

#7/B(NE)
10-25-02
RECEIVED
OCT 24 2002
TECHNOLOGY CENTER 2800

AMENDMENT AFTER FINAL REJECTION

Commissioner of Patents
and Trademarks
Washington, D. C. 20231

RECEIVED
OCT 25 2002
Technology Center 2600

Sir:

In response to the Office Action September 11, 2002, please consider the following Remarks:

REMARKS

Claims 1 - 17 are presently pending. In the above-identified Office Action, the Examiner rejected the Claims under 35 U.S.C. § 103(a) as being unpatentable over Anderson (U. S. Patent 5,857,156) in view of Bravman *et al.* (U. S. Patent No. 5,393,965). Though not stated as a basis of rejection initially, Matsuura (U. S. Patent 6,075,568) was also relied on in the above noted rejection of the Claims under 35 U.S.C. § 103(a).

For the reasons set forth more fully below, reconsideration, allowance and passage to issue are respectfully requested.

As stated previously, the invention of the subject Application addresses the need in the art for an inexpensive system and method for distributing music, information and

Please do not
enter
MM
11-5-02



AF/2685

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (6-98)
Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/461,699	
	Filing Date	12/14/99	
	First Named Inventor	S. Patsiokas	
	Group Art Unit	2685	
	Examiner Name	Marceau Milord	
Total Number of Pages in This Submission	6	Attorney Docket Number	XM 0025

RECEIVED
OCT 21 2002
TECHNOLOGY CENTER 2600

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) <div>-Postcard</div>
Remarks		

RECEIVED
OCT 25 2002
Technology Center 2600

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Benman, Brown & Williams
Signature	<i>William J. Benman</i>
Date	10/16/02

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 10/16/02	
Typed or printed name	Yasmin Emerson
Signature	<i>Y. Emerson</i>
Date	10/16/02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.